

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE  
AT KNOXVILLE

WANDA SINARD,

Plaintiff,

v.

C.R. BARD, INC., et al.,

Defendants.

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No. 3:19-CV-358-DCLC-HBG

**MEMORANDUM AND ORDER**

This case is before the undersigned pursuant to 28 U.S.C. § 636, the Rules of this Court, and Standing Order 13-02.

Now before the Court is a Motion to Withdraw as Attorney of Record [Doc. 144], filed on October 5, 2021. The Motion requests that Attorney Sarah Wolter of Andrus Wagstaff, P.C., be permitted to withdraw as counsel of record for Plaintiff. The Motion outlines the numerous attempts Attorney Wolter has made to contact Plaintiff and Plaintiff's daughter. The Motion includes Plaintiff's last known address and telephone number. In addition, Attorney Wolter mailed her Motion to Withdraw on September 21, 2021, to Plaintiff and Plaintiff's daughter.

Pursuant to Local Rule 83.4, in order to withdraw from a case, an attorney must do the following:

- (1) File a motion with the Court requesting permission to withdraw as counsel of record;
- (2) Include in the motion the current mailing address and telephone number of the client;
- (3) Unless the motion is signed by both the attorney and the client or a consent to the withdrawal signed by the client is attached to the motion, provide a copy of the motion to the client at least 14 days prior to the date the motion is filed;

(4) If a hearing date on the motion is set, certify in writing to the Court that the client was served at least 7 days before the hearing with notice (i) of the date, time, and place of hearing and (ii) that the client has a right to appear and be heard on the motion; and

(5) Certify to the Court that the above requirements have been met.

The Court finds that Attorney Wolter's Motion to Withdraw complies with the Local Rules. Accordingly, the Court finds the Motion [**Doc. 144**] well taken, and the same is **GRANTED**. The Court expects Attorney Wolter to provide copies of any relevant documents to any future counsel for Plaintiff or directly to Plaintiff upon request. Attorney Wolter is **RELIEVED** of her duties as counsel in this case.

Plaintiff is hereby **ADMONISHED** that she is **DEEMED** to be proceeding *pro se*. Until she obtains substitute counsel, it is her obligation to stay up to date on the status of this case and comply with the deadlines set by the Court. Likewise, if she elects to proceed in this case without an attorney, she is responsible for complying with all deadlines set by the Court and responding to any requests for relief by other parties, *see* E.D. Tenn. L.R. 7.1. Plaintiff, like any other party, will be expected to comply with the Federal Rules of Civil Procedure, the Local Rules, and the Court's Orders. The Clerk of Court is **DIRECTED** to mail a copy of this Memorandum and Order to the Plaintiff at the address provided in the Motion to Withdraw and to update ECF accordingly.

**IT IS SO ORDERED.**

ENTER:

  
United States Magistrate Judge